


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

AS HOLDINGS, INC.,	)	
	)	
Opposer,	)	
	)	Opposition No. 91182064
-vs-	)	
	)	Serial No. 76/461,157
H&C MILCOR, INC., f/k/a/	)	Mark: Miscellaneous Design
AQUATICO OF TEXAS, INC.,	)	(Pipe Boot Product Design)
	)	
Applicant.	)	

NOTICE OF FILING

TO: Terence J. Linn, Esq.  
Van Dyke, Gardner, Linn & Burkhart, LLP  
2852 Charlevoix Drive SE, Suite 207  
Grand Rapids, MI 49588-8695

PLEASE TAKE NOTICE that on the 12th day of November, 2009, we filed with the United States Trademark Trial and Appeal Board, Attention: George C. Pologeorgis, Interlocutory Attorney, APPLICANT'S WITHDRAWAL OF ITS MOTION TO COMPEL THE PRODUCTION OF PHYSICAL EXHIBITS AND REQUEST FOR EXTENSION OF TIME, a copy of which is attached hereto.

  
Dillis V. Allen  
Attorney for Applicant  
Reg. No. 22,460



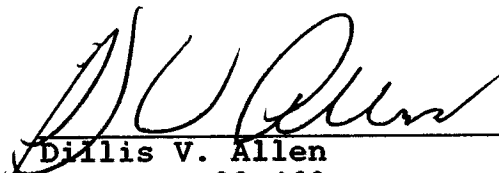
11-12-2009

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**APPLICANT'S WITHDRAWAL OF ITS MOTION TO COMPEL  
THE PRODUCTION OF PHYSICAL EXHIBITS AND  
REQUEST FOR EXTENSION OF TIME**

On November 5, 2009, Applicant filed a Motion to Compel the Production of Physical Exhibits and Request for Extension of Time by Federal Express to the Trademark Trial and Appeal Board. The parties having reached an agreement regarding the issues raised in the Motion, Applicant hereby withdraws its Motion to Compel the Production of Physical Exhibits and Request for Extension of Time from further consideration.

  
Dillis V. Allen  
Reg. No. 22,460  
Attorney for H&C MILCOR, INC.

DATED: November 11, 2009

**CERTIFICATE OF SERVICE**

This is to certify that on November 11, 2009, Applicant's Withdrawal of its Motion to Compel the Production of Physical Exhibits and Request for an Extension of Time was sent via Federal Express to the Trademark Trial and Appeal Board and a true and correct copy of said Motion was faxed to Plaintiff's counsel at 616/975-5505, and a copy sent on November 11, 2009, via first-class mail, postage prepaid, to Plaintiff's counsel as follows:

Terence J. Linn, Esq.  
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Dillis V. Allen

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